IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 120 of 2001 (M/B)

1. Sharad Singh Negi S/o Sri Gulab Singh Negi,
   R/o Village Vijarakot-Dungri,
   Gram Sabha Dungri- Vijarakot,
   District Chamoli.
2. Dalip Singh Negi S/o Shiv Singh Negi,
   R/o Village Sweeng Dungri,
   Tehsil and District Chamoli. …… Petitioner.

Versus

1. State of Uttaranchal
   Through Secretary, Public Works Department,
   Govt. of Uttaranchal, Dehradun.
2. District Magistrate, Chamoli.
3. Executive Engineer,
   Public Works Department,
   Gopeshwar, Chamoli. ……. Respondent.

Mr. Punkaj Purothit, Advocate for the petitioner.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. Prafulla, C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Pankaj Purohit, the learned counsel for the petitioners is heard on admission.

2. The petitioners have filed this writ petition for the following reliefs:

> "(a) a writ order or direction in the nature of mandamus commanding respondents to change the alignment of Link-road and to construct the Link-road in such a manner from cross-section 20 of Km 1 of the road that residents of petitioners' village Vijarakot, Sweeng and Silli will be benefited.
>
> (b) Any suitable writ order or direction as the Hon'ble Court may deem fit and proper under the circumstances.
>
> (c) Award the cost of the petition."

3. From Annexure 1, we gather that the Link Road proposed by the respondents is a straight one, whereas the petitioners have proposed a circuitous Link Road.

4. What should be the alignment of a road is essentially for the concerned authorities to decide and the Courts have no role to play in such matters.

5. The writ petition, therefore, is liable to be dismissed and is, hereby, dismissed summarily.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
04.05.2006 **02.05.2006**

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